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PATENT

they Docket No.: A-67279-1/RFT/RMS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

OHTSUKA et al.

Serial No. 09/186,771

Filed: November 5, 1998

For: USE OF CYTOKINES AND  
MITOGENS TO INHIBIT  
PATHOLOGICAL IMMUNE  
RESPONSES

) Examiner: Not Yet Assigned

) Group Art Unit: 1643

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on:

Dated: 10-2-99

Signed: Christine P. Peters

Christine P. Peters

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO-1449. A copy of the reference is enclosed.

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Further, in accordance with the provisions of 37 C.F.R. §§ 1.97(c) and 1.97(e)(1), the undersigned certifies that the reference listed on the enclosed form PTO-1449 was cited in an International Search Report dated April 23, 1999 for a counterpart PCT application. Two of the three references cited on the International Search Report were previously disclosed in an IDS submitted for this case on February 22, 1999. Therefore only one reference is enclosed herein. As such, the filing of the instant Information Disclosure Statement is within three months of the date of that International Search Report and, therefore, need not be accompanied by the fee as set forth in 37 C.F.R. § 1.17(p). A copy of the International Search Report for the counterpart PCT application is also enclosed herewith.

None of the foregoing references is believed to disclose the invention as claimed. Nothing herein shall constitute an admission concerning the contents of any of the cited references, nor shall the inclusion of a reference herein be considered an admission that the reference constitutes prior art against the invention claimed in the above-identified application. Submission of the present document shall not be construed as an admission that a search has been made or that better art does not exist.

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Although no fee is believed to be due, the Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-1300 (Our Order no. A-67279-1/RFT/RMS)

An additional copy of this Information Disclosure Statement is enclosed.

Respectfully submitted,

FLEHR HOHBACH TEST  
ALBRITTON & HERBERT LLP

Dated: 6/2/99

  
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